

FEDERAL COMMUNICATIONS COMMISSION

CLASS OF STATION FM

FAITH

The following application is submitted for action by the Chief, Broadcast Bureau.

ST	FILE NUMBER	CALL	APPLICANT AND LOCATION	NATURE OF APPLICATION
NY	BPH -920513MI N/M	NEW 97.9MHZ	KENNETH F. ROSER, JR. WHITESBORO NY	CP FOR A NEW FM STATION ON: 97.7 MHZ; ERP: 1.65 KW (H&V); HAAT: 191 METERS (H&V) 43 02 14 75 26 40 PETITION FOR RECONSIDERATION FILED 09-16-92. PETITION FOR RECONSIDERATION IS HEREBY GRANTED 02-17-93

LICENSE EXPIRATION DATE _____

for Faith Hodge

CHIEF, LICENSE DIVISION

RECOMMENDATION: GRANT() CONSTRUCTION DATES, START _____ END _____

CONTESTED () UNCONTESTED ()

APPROVED _____

FOR CHIEF, BROADCAST BUREAU

F.C.C.-WASHINGTON, D.C.

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

May 15, 1992

MELLON BANK APPLICATION RETURN FORM

Pattie Weising
Data Preparation Center
Mellon Bank
Room 153-2718
Pittsburgh, PA.

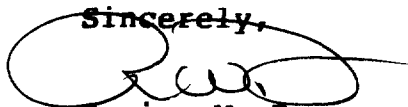
RE: Kenneth F. Roser, Jr.

- ☐ Application can be processed as filed. PLEASE USE ORIGINAL DATE STAMPED, AND STAMP ALL RECEIPT COPIES WITH THE SAME DATE.
- ☐ Foreign checks drawn on U.S. Banks are processable.
- ☒ Application can be processed as filed. PLEASE RESTAMP APPLICATION AND ALL OTHER DOCUMENTS.
- ☐ This is the correct amount for this Fee Type Code.
- ☐ Application sent to wrong location, and is being forwarded for processing.
- ☐ Multiple filings are acceptable for this Fee Type Code.
- ☐ Applications are not required for this Fee Type Code.
- ☒ OTHER: P.O. Box 358195

Please process in accordance with the current procedures.

If you have any questions, please call Octavia Purnell, Fee Section, on (202) 632-0241.

Sincerely,



Regina W. Dorsey
Chief, Billings & Collection Branch

Enclosure

Approved by OMB
3060-0440
Expires 12/31/90

FEDERAL COMMUNICATIONS COMMISSION

FEE PROCESSING FORM

ORIGINAL

FOR FCC/MELLON MAY 13 1992

FOR FCC/MELLON MAY 19 1992

05-20-92 8195251 002

Please read instructions on back of this form before completing it. Section I MUST concurrent actions which require you to list more than one Fee Type Code, you must accompany all payments. Only one Fee Processing Form may be submitted per legibly. All required blocks must be completed or application/filing will be returned

SECTION I

APPLICANT NAME (Last, first, middle initial)

ROSER, KENNETH F., JR.

MAILING ADDRESS (Line 1) (Maximum 35 characters - refer to Instruction (2) on reverse of form)

c/o Richard J. Hayes, Jr., Esquire

MAILING ADDRESS (Line 2) (If required) (Maximum 35 characters)

13809 Black Meadow Road

CITY

Spotsylvania

STATE OR COUNTRY (If foreign address)

Virginia

ZIP CODE

22553

CALL SIGN OR OTHER FCC IDENTIFIER (If applicable)

WHITESBORO, NEW YORK

Enter in Column (A) the correct Fee Type Code for the service you are applying for. Fee Type Codes may be found in FCC Fee Filing Guides. Enter in Column (B) the Fee Multiple, if applicable. Enter in Column (C) the result obtained from multiplying the value of the Fee Type Code in Column (A) by the number entered in Column (B), if any.

(A)	(B)	(C)	
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY
(1) M T R	/	\$2,030.00	

SECTION II

— To be used only when you are requesting concurrent actions which result in a requirement to list more than one Fee Type Code.

(A)	(B)	(C)	
FEE TYPE CODE	FEE MULTIPLE (if required)	FEE DUE FOR FEE TYPE CODE IN COLUMN (A)	FOR FCC USE ONLY
(2)		\$	RECEIVED MAY 22 2 51 PM '92 FBI EXAMINERS
(3)		\$	
(4)		\$	
(5)		\$	
ADD ALL AMOUNTS SHOWN IN COLUMN C, LINES (1) THROUGH (5), AND ENTER THE TOTAL HERE. THIS AMOUNT SHOULD EQUAL YOUR ENCLOSED REMITTANCE.			
TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING			FOR FCC USE ONLY
\$2,030.00			2030.00

INSTRUCTIONS FOR COMPLETING FEE PROCESSING FORM, FCC FORM 155, May 1990

- (1) **"Applicant Name"** - Enter the name (last, first, middle initial) of the applicant as it appears on the original application or filing being submitted with this Fee Processing Form. If company, enter name which is used commercially.
- (2) **"Mailing Address (Line 1)"** - Enter the street address or post office box number to which the applicant wishes correspondence sent.
- (3) **"Mailing Address (Line 2)"** - This line may be used for further identification of the address if additional space is required.
- (4) **"City"** - Enter the name of the city associated with the given street address.
- (5) **"State or Country"** - Enter the appropriate two-digit state abbreviation as prescribed by the U.S. Postal Service. If address is foreign, enter the appropriate country name here.
- (6) **"ZIP Code"** - Enter the appropriate five or nine-digit ZIP code prescribed by the U.S. Postal Service.
- (7) **"Call Sign or Other FCC Identifier"** - Enter an applicable call sign or unique FCC identifier, if any, as shown on your attached application or filing. If applying for a service affecting more than one call sign, enter one call sign only.
- (8) **Column (A), "Fee Type Code"** - Enter correct Fee Type Code(s) from the appropriate Fee Filing Guide. Only one Fee Processing Form may be submitted per application or filing. Inaccurate or erroneous Fee Type Codes may result in your application or filing being returned to you without further processing.
- (9) **Column (B), "Fee Multiple"** - Certain applications and filings may request action with respect to more than one station, license, frequency, or party and can be submitted together with one check if they meet specific conditions. This column is used only if a multiple, i.e., two or more, is being applied for. Examples of when this would be used are renewing more than one call sign, frequency, station, or the transfer of control of more than one station. Refer to the appropriate Fee Filing Guide for additional information.
- (10) **Column (C), "Fee Due For Fee Type Code in Column (A)"** - Enter in this block the amount of the fee associated with the Fee Type Code shown in Column (A) (times (x) the fee multiple, if required).
- (11) **"Total Amount Remitted With This Application or Filing"** - Enter the total of lines (1) through (5) of Column (C). This amount should equal the amount of your check or money order. We will not accept multiple checks.

HOW TO SUBMIT APPLICATIONS AND FILINGS

- o Each application or filing should be assembled with the Fee Processing Form stapled to the top of the application with the check placed on top of the Fee Processing Form. DO NOT STAPLE THE CHECK TO THE APPLICATION OR FEE PROCESSING FORM. Required copies of applications should be clearly identified as "duplicate copy" and placed behind the original package. A copy of an application or filing submitted for receipt purposes only should be placed at the bottom of the submission. Extraneous material and extra copies should be avoided at all times. Failure to abide by these instructions will delay the processing of your submission.
- o Completed applications or filings should be mailed to the proper address shown in the Fee Filing Guide for the particular service for which you are applying or making a filing. Applications and filings which are properly addressed to the appropriate P.O. box number may also be hand delivered to the following address. Applications received before midnight on a normal business day will receive that day's date as the receipt date. Deliveries made after midnight on Fridays will not be "officially" receipted until the next Monday. Applications received on weekends and government holidays are dated the next regular business day.

Federal Communications Commission
c/o Mellon Bank
Three Mellon Bank Center
525 William Penn Way
27th Floor, Rm. 153-2713
Pittsburgh, Pennsylvania 15259-0001
(Attention: Wholesale Lockbox Shift Supervisor)

- o A single check, bank draft or money order made payable to the Federal Communications Commission and denominated in U.S. dollars and drawn upon a U.S. financial institution must be included with each application or filing requiring a fee. No postdated, altered or third-party checks will be accepted. Do not send cash.
- o Parties hand delivering applications or filings may receive dated receipt copies by presenting copies of the applications or filings to the acceptance clerk at the time of delivery. Receipts will be provided for mail-in applications or filings if an extra copy of the application or filing is provided along with a self-addressed stamped envelope. Only one piece of paper per application or filing will be stamped for receipt purposes.

REMEMBER

- o A separate completed Fee Processing Form is required with each application or filing except in certain circumstances. Please refer to the appropriate Fee Filing Guide for additional information.
- o A wrong Fee Type Code or incorrect remittance may result in your application or filing being returned without processing, or result in the dismissal of your application or filing. Please ensure that FEE TYPE CODES are correct and that your check or money order equals the amount shown in the TOTAL AMOUNT REMITTED WITH THIS APPLICATION OR FILING block before submitting your application or filing.
- o If you have any questions completing this form, please call the Fees Hotline, 202/632-FEES.

FCC NOTICE FOR INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT

Part 1, Subpart G of the Commission's rules authorize the FCC to request the information on this form. The information requested is required in order to obtain a license or authorization from the Commission. The purpose of the information is to provide a means to link a fee payment to a specific invoice, application or filing. The information will be used by the Commission to maintain data concerning fees paid to the Commission, for internal financial control, audit, and reporting purposes. Information requested on this form will be available to the public. Your response is required to obtain a license or other authorization from the Commission.

Public reporting burden for this collection of information is estimated to average 10 minutes per response, including the time for reviewing instructions, searching data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Federal Communications Commission, Office of Managing Director, Washington, DC 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0449), Washington, DC 20503.

RICHARD J. HAYES, JR.

ATTORNEY AT LAW

13809 BLACK MEADOW ROAD
GREENWOOD PLANTATION
SPOTSYLVANIA, VIRGINIA 22553

PRACTICE LIMITED TO MATTERS BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION

RECEIVED ORIGINAL

MAY 15 11 28 AM '92

ADMITTED IN GEORGIA

FCC
FEES SECTION

(703) 972-7941

May 13, 1992

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

RE: Application for New FM Broadcast
Station Construction Permit
Kenneth F. Roser, Jr., Individual Applicant
Whitesboro, New York (Channel 250A)

Dear Ms. Searcy:

Transmitted herewith, on behalf of Kenneth F. Roser, Jr., an individual applicant, through counsel, is an original and two (2) copies of an "Application for New FM Broadcast Station Construction Permit" (FCC Form 301), for Channel 250A at Whitesboro, New York.

Also enclosed, is the Applicant's check in the amount of \$2,030.00 to cover the requisite FCC filing fee.

This application filing is made through the Mellon Bank in Pittsburgh, Pennsylvania, as required under the rules and regulations of the Federal Communications Commission. A courtesy copy is also being submitted to the Washington, D.C. offices of the Commission.

Should any questions arise concerning this matter, please contact the undersigned, directly.

Respectfully submitted,

By: Richard J. Hayes, Jr.
Richard J. Hayes, Jr., Esq.
Counsel to Kenneth F. Roser, Jr.

RJH:tb
Enclosures

APPLICATION FOR CONSTRUCTION PERMIT FOR COMMERCIAL BROADCAST STATION

For COMMISSION Fee Use Only	FEE NO: MAY 22 11 09 AM '92	For APPLICANT Fee Use Only
	FEE TYPE: FILED	Is a fee submitted with this application? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	FEE AMT: \$2,030.00	If fee exempt (see 47 C.F.R. Section 1.1112), indicate reason therefor (check one box): <input type="checkbox"/> Noncommercial educational licensee <input type="checkbox"/> Governmental entity
	ID SEQ:	FOR COMMISSION USE ONLY
		FILE NO.

Section I - GENERAL INFORMATION

1. Name of Applicant KENNETH F. ROSER, JR.			Send notices and communications to the following person at the address below: Name RICHARD J. HAYES, JR.		
Street Address or P.O. Box Box 195-F GRAHM ROAD			Street Address or P.O. Box 13809 BLACK MEADOW ROAD		
City UTICA	State NY	ZIP Code 13502	City SPOTSYLVANIA	State VA	ZIP Code 22553
Telephone No. (include Area Code) 315-732-3374			Telephone No. (include Area Code) 703-972-2690		

2. This application is for: ☐ AM ☒ FM ☐ TV

(a) Channel No. or Frequency 250-A	(b) Principal Community WHITESBORO	City WHITESBORO	State NY
--	--	---------------------------	--------------------

(c) Check one of the following boxes:

☒ Application for NEW station

☐ MAJOR change in licensed facilities; call sign: _____

☐ MINOR change in licensed facilities; call sign: _____

☐ MAJOR modification of construction permit; call sign: _____

File No. of construction permit: _____

☐ MINOR modification of construction permit; call sign: _____

File No. of construction permit: _____

☐ AMENDMENT to pending application; Application file number: _____

NOTE: It is not necessary to use this form to amend a previously filed application. Should you do so, however, please submit only Section I and those other portions of the form that contain the amended information.

3. Is this application mutually exclusive with a renewal application? ☐ Yes ☒ No

If Yes, state:

Call letters	Community of License	
	City Not Applicable	State

Section II - LEGAL QUALIFICATIONS

Name of Applicant

KENNETH F. ROSER, JR.

1. Applicant is (check one box below)

- ☒ Individual ☐ General partnership ☐ For-profit corporation
☐ Other ☐ Limited partnership ☐ Not-for-profit corporation

2. If the applicant is an unincorporated association or a legal entity other than an individual, partnership, or corporation, describe in an Exhibit the nature of the application.

Exhibit No.
N/A

NOTE: The terms "applicant," "parties to this application," and "non-party equity owners in the applicant" are defined in the instructions for Section II of this form. Complete information as to each "party to this application" and each "non-party equity owner in the applicant" is required. If the applicant considers that to furnish complete information would pose an unreasonable burden, it may request that the Commission waive the strict terms of this requirement with appropriate justification.

3. If the applicant is not an individual, provide the date and place of filing of the applicant's enabling charter (e.g., a limited partnership must identify its certificate of limited partnership and a corporation must identify its articles of incorporation by date and place of filing):

Date Not Applicable Place Not Applicable

In the event there is no requirement that the enabling charter be filed with the state, the applicant shall include the enabling charter in the applicant's public inspection file. If, in the case of a partnership, the enabling charter does not include the partnership agreement itself, the applicant shall include a copy of the agreement in the applicant's public inspection file.

4. Are there any documents, instruments, contracts or understandings (written or oral), other than instruments identified in response to Question 3 above, relating to future ownership interests in the applicant, including but not limited to, insulated limited partnership shares, nonvoting stock interests, beneficial stock ownership interests, options, rights of first refusal, or debentures?

☐ Yes ☒ No

If Yes, submit as an Exhibit all such written documents, instruments, contracts, or understandings, and provide the particulars of any oral agreement.

Exhibit No.
N/A

5. Complete, if applicable, the following certifications:

(a) Applicant certifies that no limited partner will be involved in any material respect in the management or operation of the proposed station.

☒ Yes ☐ No

If No, applicant must complete Question 6 below with respect to all limited partners actively involved in the media activities of the partnership.

(b) Does any investment company (as defined in 15 U.S.C. Section 80 a-3), insurance company, or trust department of any bank have an aggregated holding of greater than 5% but less than 10% of the outstanding votes of the applicant?

☐ Yes ☒ No

If Yes, applicant certifies that the entity holding such interest exercises no influence or control over the applicant, directly or indirectly, and has no representatives among the officers and directors of the applicant.

☐ Yes ☐ No

Not Applicable

Section II - LEGAL QUALIFICATIONS (Page 2)

2. List the applicant, parties to the application and non-party equity owners in the applicant. Use one column for each individual or entity. Attach additional pages if necessary.

(Read carefully - The numbered items below refer to line numbers in the following table.)

1. Name and residence of the applicant and, if applicable, its officers, directors, stockholders, or partners (if other than individual also show name, address and citizenship of natural person authorized to vote the stock). List the applicant first, officers next, then directors and, thereafter, remaining stockholders and partners.

2. Citizenship.

3. Office or directorship held.

4. Number of shares or nature of partnership interests.

5. Number of votes.

6. Percentage of votes.

7. Other existing attributable interests in any broadcast station, including the nature and size of such interests.

8. All other ownership interests of 5% or more (whether or not attributable), as well as any corporate officership or directorship, in broadcast, cable, or newspaper entities in the same market or with overlapping signals in the same broadcast service, as described in 47 C.F.R. Section 73.3555 and 73.501, including the nature and size of such interests and the positions held.

1	KENNETH F. ROSER, JR. Box 195-F GRAHM ROAD UTICA, NEW YORK 13502		
2	USA		
3	INDIVIDUAL APPLICANT		
4	SOLE PROPRIETOR		
5	100% OWNER		
6	100%		
7	PLEASE SEE EXHIBIT NUMBER ONE		
8	PLEASE SEE EXHIBIT NUMBER ONE		

Section 11 - LEGAL QUALIFICATIONS (Page 3)

7. Does the applicant, any party to the application or any non-party equity owner in the applicant have, or have they had, any interest in:

(a) a broadcast station, or pending broadcast station application before the Commission?

☒ Yes ☐ No

(b) a broadcast application which has been dismissed with prejudice by the Commission?

☐ Yes ☒ No

(c) a broadcast application which has been denied by the Commission?

☐ Yes ☒ No

(d) a broadcast station, the license of which has been revoked?

☐ Yes ☒ No

(e) a broadcast application in any pending or concluded Commission proceeding which left unresolved character issues against the applicant?

☐ Yes ☒ No

If the answer to any of the questions in (a)-(e) above is Yes, state in an Exhibit the following information:

Exhibit No.
ONE

(1) Name of party having interest;

(2) Nature of interest or connection, giving dates;

(3) Call letters of stations or file number of application or docket; and

(4) Location.

8. (a) Are any of the parties to the application or non-party equity owners in the applicant related (as husband, wife, father, mother, brother, sister, son or daughter) to each other?

☐ Yes ☒ No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of any party to the application or non-party equity owner in the applicant have any interest in or connection with any other broadcast station, pending broadcast application or newspaper in the same area (see Section 73.3555(c)) or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

☐ Yes ☒ No

If the answer to (a) or (b) above is Yes, attach an Exhibit giving full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.
N/A

9. State in an Exhibit any interest the applicant or any party to this application proposes to divest in the event of a grant of this application.

Exhibit No.
TWO

OTHER MASS MEDIA INTERESTS

10. (a) Do individuals or entities holding nonattributable interests of 5% or more in the applicant have an attributable ownership interest or corporate officership or directorship in a broadcast station, newspaper or CATV system in the same area? (See Instruction 8 to Section 11.)

☐ Yes ☒ No

(b) Does any member of the immediate family (i.e., husband, wife, father, mother, brother, sister, son or daughter) of an individual holding a nonattributable interest of 5% or more in the applicant have any interest in or connection with any other broadcast station, pending broadcast application, newspaper in the same area (see Section 73.3555(c)), or, in the case of a television station applicant only, a cable television system in the same area (see Section 76.501(a))?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving a full disclosure concerning the persons involved, their relationship, the nature and extent of such interest or connection, the file number of such application, and the location of such station or proposed station.

Exhibit No.
N/A

Section 11 - LEGAL QUALIFICATIONS (Page 4)

CITIZENSHIP AND OTHER STATUTORY REQUIREMENTS

11. (a) Is the applicant in violation of the provisions of Section 310 of the Communications Act of 1934, as amended, relating to interests of aliens and foreign governments? (See Instruction 1 to Section 11.)

☐ Yes ☒ No

(b) Will any funds, credits or other financial assistance for the construction, purchase or operation of the station(s) be provided by aliens, foreign entities, domestic entities controlled by aliens, or their agents?

☐ Yes ☒ No

If the answer to (b) above is Yes, attach an Exhibit giving full disclosure concerning this assistance.

Exhibit No.
N/A

12. (a) Has an adverse finding been made or an adverse final action been taken by any court or administrative body as to the applicant, any party to this application, or any non-party equity owner in the applicant in a civil or criminal proceeding brought under the provisions of any law related to the following:

Any felony; broadcast related antitrust or unfair competition; criminal fraud or fraud before another governmental unit; or discrimination?

☐ Yes ☒ No

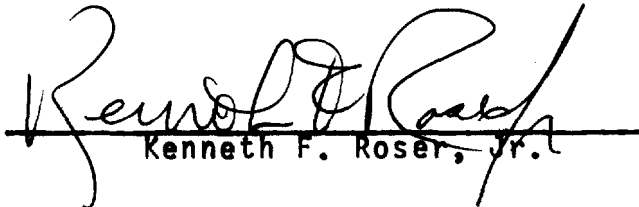
(b) Is there now pending in any court or administrative body any proceeding involving any of the matters referred to in (a) above?

☐ Yes ☒ No

If the answer to (a) and/or (b) above is Yes, attach an Exhibit giving full disclosure concerning persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), a statement of the facts upon which the proceeding is or was based or the nature of the offense alleged or committed, and a description of the current status or disposition of the matter.

Exhibit No.
N/A

Kenneth F. Roser, Jr. hereby certifies that he is not subject to denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 USC 853(a).


Kenneth F. Roser, Jr.

SECTION III - FINANCIAL QUALIFICATIONS

NOTE: If this application is for a change in an operating facility do not fill out this section.

1. The applicant certifies that sufficient net liquid assets are on hand or that sufficient funds are available from committed sources to construct and operate the requested facilities for three months without revenue.

☒ Yes ☐ No

2. State the total funds you estimate are necessary to construct and operate the requested facility for three months without revenue.

\$ 200,000.00

3. Identify each source of funds, including the name, address, and telephone number of the source (and a contact person if the source is an entity), the relationship (if any) of the source to the applicant, and the amount of funds to be supplied by each source.

Source of Funds (Name and Address)	Telephone Number	Relationship	Amount
KENNETH F. ROSER, JR. BOX 195-F GRAHM ROAD UTICA, NEW YORK 13502	315-732-3374	SELF	\$100,000.00
ANITA BROWN MARINE MIDLAND BANK UTICA, NEW YORK	315-798-2121	BANKER	\$100,000.00

Section IV-A - PROGRAM SERVICE STATEMENT

Attach as an Exhibit, a brief description, in narrative form, of the planned programming service relating to the issues of public concern facing the proposed service area.

Exhibit No.
THREE

Section IV-B - INTEGRATION STATEMENT

Attach as an Exhibit the information required in 1 and 2 below.

Exhibit No.
FOUR

1. List each principal of the applicant who, in the event of a grant of the application on a comparative basis proposes to participate in the management of the proposed facility and, with respect to each such principal, state whether he or she will work full-time (minimum 40 hours per week) or part-time (minimum 20 hours per week) and briefly describe the proposed position and duties.
2. State with respect to each principal identified in response to Item 1 above, whether the applicant will claim qualitative credit for any of the following enhancement factors:
 - (a) Minority Status
 - (b) Past Local Residence
If Yes, specify whether in the community of license or service area and the corresponding dates.
 - (c) Female Status
 - (d) Broadcast Experience
If Yes, list each employer and position and corresponding dates.
 - (e) Daytime Preference

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1 Does the applicant propose to employ five or more full-time employees?

☐ Yes ☒ No

If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 398-A).

SECTION VII - CERTIFICATIONS

1 Has or will the applicant comply with the public notice requirement of 47 C.F.R. Section 73.3580?

☒ Yes ☐ No

2 Has the applicant reasonable assurance, in good faith, that the site or structure proposed in Section V of this form, as the location of its transmitting antenna, will be available to the applicant for the applicant's intended purpose?

☒ Yes ☐ No

If No, attach as an Exhibit, a full explanation.

Exhibit No.
N/A

3. If reasonable assurance is not based on applicant's ownership of the proposed site or structure, applicant certifies that it has obtained such reasonable assurance by contacting the owner or person possessing control of the site or structure.

Name of Person Contacted

NORMA EILENBURG

Telephone No. (include area code)

315-733-0428

Person contacted: (check one box below)

☒ Owner

☐ Owner's Agent

☐ Other (specify)

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and incorporated herein.

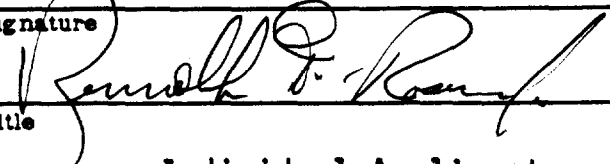
The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, of any substantial and significant changes in information furnished.

SECTION VII - CERTIFICATION (Page 5)

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT.
U.S. CODE, TITLE 18, SECTION 1001.

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are made in good faith.

Name of Applicant KENNETH F. ROSER, JR.	Signature 
Date 5/12/92	Title Individual Applicant

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT
AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications Act of 1934, as amended. The principal purpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hearing. If all the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 71 hours 45 minutes to 301 hours 30 minutes with an average of 118 hours 28 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, can be sent to the Federal Communications Commission, Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3080-0027), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552(a)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 1
OWNERSHIP STATEMENT**

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 1
OWNERSHIP STATEMENT**

Kenneth F. Roser, Jr. owns 51% of Tow Path Communications, Ltd., licensee of Radio Station WOWB(FM), Little Falls, New York. Kenneth F. Roser, Jr. also owns 100% of the stock of Roser Communications, Inc., licensee of Radio Station WLFH-AM, Little Falls, New York.

Mr. Roser is also the 100% owner of Professional Media Services, Inc. which is an advertising agency specializing in electronic media.

Other than these interests, Kenneth F. Roser, Jr. has no other interests in or connections with any other medium of mass communications including, radio, television, newspaper, or cable television facilities. Furthermore, no member of his family has any interests in or connections with any other medium of mass communications.

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 2
DIVESTITURE STATEMENT**

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 2
DIVESTITURE STATEMENT**

Kenneth F. Roser, Jr. is the applicant for a new FM facility on Channel 250A at Whitesboro, New York. In the event his application is granted for this new FM facility, through comparative hearing, Kenneth F. Roser, Jr. will divest of his interests in Tow Path Communications, Ltd., licensee of WOWB(FM), Little Falls, New York, where he is 51% owner of the voting, common stock. Additionally, Mr. Roser will sever all connections with Tow Path Communications, Ltd.

Furthermore, in the event his application for Channel 250A at Whitesboro, New York is granted, through comparative hearing, Kenneth F. Roser, Jr. will divest of his interests in Roser Communications, Inc., licensee of Radio Station WLFH-AM, Little Falls, New York. In that corporation, Kenneth F. Roser, Jr. currently owns 100% of the common, voting stock. If his application for Channel 250A at Whitesboro, New York is granted, he will also sever all connections with Roser Communications, Inc.

Finally, Kenneth F. Roser, Jr. is the 100% stockholder of Professional Media Services, Inc., an advertising agency specializing in electronic media. If his application for Channel 250A at Whitesboro, New York is granted, through comparative hearing, Kenneth F. Roser, Jr. will divest of his interests in and connections with Professional Media Services, Inc.

Mr. Roser also pledges to divest of any and all other employment activities subsequent to the filing of his application, should the application for Channel 250A at Whitesboro, New York be granted, through comparative hearing.

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 3
PLANNED PROGRAMMING SERVICE STATEMENT**

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 3
PLANNED PROGRAMMING SERVICE STATEMENT**

Kenneth F. Roser, Jr. proposes to ascertain, on an ongoing basis, the needs and problems of the community of license. Mr. Roser proposes to serve those needs and problems through both news and public affairs programming. News service will be provided on an ongoing basis to keep the local community informed of local, regional and state events. Public service programming will be designed to address issues of concern to all area residents.

Community leaders, civic groups and concerned individuals will be encouraged to share their views with the listening audience and to provide information suitable for broadcast. Kenneth F. Roser, Jr. proposes to install emergency power generation equipment at both the transmitter and the studio locations.

The station will operate 24 hours each day, seven days a week.

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 4
INTEGRATION STATEMENT**

APPLICATION FOR NEW BROADCAST STATION CONSTRUCTION PERMIT

**KENNETH F. ROSER, JR, INDIVIDUAL APPLICANT
CHANNEL 250A
WHITESBORO, NEW YORK**

**EXHIBIT NO. 4
INTEGRATION STATEMENT**

Kenneth F. Roser, Jr. is a white male. Accordingly, he will not seek any comparative preference for minority status.

Kenneth F. Roser, Jr. will seek comparative credit for long-time local residency within the service area of the proposed FM facility on Channel 250A at Whitesboro, New York. At present, Kenneth F. Roser, Jr. resides at 195-F Grahm Road, Utica, New York 13502. Mr. Roser has lived at that address since 1985. Prior to living at that address, Kenneth F. Roser, Jr. resided at 726 Deerfield Drive, East, Utica, New York. Mr. Roser lived there from 1982 through 1985. From 1977 to 1982, Kenneth F. Roser, Jr. lived at 192-F Candlewood Lane, Utica, New York. Accordingly, Kenneth F. Roser, Jr. is entitled to comparative credit for his long-time local residency.

Should his application for the new FM facility on Channel 250A at Whitesboro, New York be granted, through comparative hearing, Kenneth F. Roser, Jr. proposes to be the General Manager of the new facility on a full-time, daily basis (40 or more hours per week). In his capacity as General Manager, Mr. Roser will perform all of the duties generally associated with those of a General Manager in the radio broadcasting industry. Specifically, those duties will include, but not be limited to, management and supervision of all departments including, sales, programming, news, and public affairs. Mr. Roser will be responsible for establishing

all station policies. In addition, Mr. Roser will ascertain community needs and interests and will be responsible for preparing responsive programming. Mr. Roser will also be responsible for the hiring and firing of all station personnel.

Kenneth F. Roser, Jr. has substantial experience in the broadcast industry. From 1978 through 1980, Mr. Roser was a Sales Account Executive at Television Station WUTR, Utica, New York. From 1980 through 1981, Mr. Roser was the Sales Manager at Television Station WUTR where he was responsible for hiring and firing and the establishment of station policies within the sales department.

From 1981 to the present, Mr. Roser has been the President of Professional Media Services, Inc., an advertising agency specializing in the electronic media.

As noted in previous exhibits, Kenneth F. Roser, Jr. owns 51% of Tow Path Communications, Ltd., licensee of WOWB(FM), Little Falls, New York. At present, Kenneth F. Roser, Jr. serves as the General Manager of WOWB and has served in that capacity since the station went on the air on January, 1991. Mr. Roser has also served as the President of Tow Path Communications, Ltd. since January, 1991.

In September, 1990, Roser Communications, Inc. acquired Radio Station WLFH-AM, Little Falls, New York. Kenneth F. Roser, Jr. served as the Station Manager from September, 1990 through October, 1991. In October, 1991, Kenneth F. Roser, Jr. assumed the additional title of General Manager

of WLFH-AM and currently serves in that capacity. Kenneth F. Roser, Jr. is the General Manager of both Radio Stations WLFH and WOWB, Little Falls, New York and, as the General Manager, spends 40 or more hours per week managing the affairs of both facilities. Mr. Roser is involved in the day-to-day operations of both radio stations.

Accordingly, Kenneth F. Roser, Jr. will seek comparative enhancement credit for his substantial past broadcast experience.

Kenneth F. Roser, Jr. will also seek comparative enhancement credit for his application for his participation in past civic and charitable activities. Kenneth F. Roser, Jr. has been a member of the Rotary Club of Utica, New York since 1980. He has been a member of the Utica Chamber of Commerce since 1985. Since 1991, Mr. Roser has been a coach for the Schuyler Athletic Association Little League Team, Schuyler, New York. Accordingly, Mr. Roser is entitled to comparative enhancement credit for his application.